



Placer County Health and Human Services Department

Jeffrey S. Brown, M.P.H., M.S.W.
Department Director

Wesley G. Nicks, R.E.H.S.
Environmental Health, Director

December 1, 2016

Tahoe Vistana D & K LLC
Attention: Bill Kelly
PO Box 316
Tahoe Vista, CA 96148

**RE: Required Monthly Bacteriological Sampling
Tahoe Vistana Water System; PWS #3107315; Citation # 2016-014**

Dear Mr. Kelly,

This department has been informed that the samples collected on November 30, 2016 for routine bacteriological testing of the Tahoe Vistana Water System did not have enough liquid volume for the certified laboratory to complete the testing. No additional samples were able to be collected on November 30th and therefore the water system did not complete the routine sampling as required by Title 22 of the California Code of Regulations (CCR)₁.

As the Local Agency responsible to ensure public health and safety of drinking water systems such as yours, we are required by the State of California Water Resources Control Board, Division of Drinking Water to issue this citation₁ to Tahoe Vista D & K LLC for failure to collect and report the required number of routine bacteriological water sample(s)₂ for the month of November 2016 for the Tahoe Vistana Water System. This violation is classified as non-continuing.

You are required to collect and report your required number of bacteriological samples. Unless specifically directed otherwise, the Tahoe Vistana Water System is required to collect two routine coliform samples each month from the locations designated in your Bacteriological Sample Siting Plan. Any further failure to collect the samples and report the results to this office by the 10th of the following month constitutes a separate violation. A second violation within twelve months will result in the issuance of another citation₃ and the imposition of a civil penalty of \$350.00.

The water quality for the month of November was unknown and therefore you are required to issue a Tier 2 public notification to your consumers₄. A template and instructions for this public notice is included₃. Copies of the code sections and an example notice are enclosed for you. Submit a copy of your completed notice with a completed proof of notification form to this office within 30 days.

Your prompt attention to this matter will be appreciated. Please contact me directly if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Danielle Pohlman".

Danielle Pohlman, REHS
(530) 745-2390
dpohlman@placer.ca.gov

¹ California Health and Safety Code, (CHSC) Section 116650 authorizes issuance of a citation for failure to comply with the requirements of Division 104, Part 12, Chapter 4, CALIFORNIA SAFE DRINKING WATER ACT, or any regulation, standard, permit or order issued hereunder.

² California Code of Regulations (CCR), Title 22, Section 64421.

³ California Health and Safety Code (CHSC), Section 116650

⁴ CCR, Title 22, Section 64463.4 and Section 64465 for a Tier 2 Public Notice.

BACTERIOLOGICAL QUALITY PROCEDURAL FAILURE

This public notification is being made by the Tahoe Vistana Water System in compliance with the California Code of Regulations, Title 22, as a means of keeping the public informed.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not your drinking water meets health standards. During November 2016, we *did not monitor or test* for coliforms, and therefore, cannot be sure of the quality of your drinking water during that time.

The bacteriological quality of domestic water is routinely determined by testing for coliform bacteria. Coliform bacteria are indicators of potential contamination and may originate from human, animal, or soil sources. If the coliform standards are met, the water served can be considered as being bacteriologically safe. If they are not met, drinking the water may not necessarily result in illness but that possibility exists. Failure to sample could result in the consumers not being made aware of a contamination problem that might affect their health.

Please share this information with all the other people who drink this water, especially those who may not have received this public notice directly (for example, people in apartments, nursing homes, schools and businesses). You can do this by posting this public notice in a public place or distributing copies by hand or mail.

Consumers wishing more information should contact:

Tahoe Vistana Inn
530-546-2529

Este informe contiene información importante acerca de su agua potable. Haga que alguien lo traduzca para usted, o hable con alguien que lo entienda.

Signature

PROOF OF NOTIFICATION

Name of Water Systems:

Tahoe Vistana Water System; PWS # 3107315

Certification

As required by Section 116450 of the California Health and Safety Code, I notified the users of the water supplied by the Tahoe Vistana Water System of the violations of Title 22, California Code of Regulations (CCR) for the compliance period of November 1, 2016 – November 30, 2016. I complied with the Directives of this Citation as indicated below:

Required Action	Date Completed
Public Notification – by Hand Delivery	
Public Notification – by Posting	

Signature of Water System

Date

Representative

Attach a copy of the notice(s) delivered to consumers and posted w/in the system

THIS FORM MUST BE COMPLETED AND RETURNED TO PLACER COUNTY ENVIRONMENTAL HEALTH

Disclosure: Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.

§64465. Public Notice Content and Format.

(a) Each public notice given pursuant to this article, except Tier 3 public notices for variances and exemptions pursuant to subsection (b), shall contain the following:

(1) A description of the violation or occurrence, including the contaminant(s) of concern, and (as applicable) the contaminant level(s);

(2) The date(s) of the violation or occurrence;

(3) Any potential adverse health effects from the violation or occurrence, including the appropriate standard health effects language from appendices 64465-A through G;

(4) The population at risk, including subpopulations particularly vulnerable if exposed to the contaminant in drinking water;

(5) Whether alternative water supplies should be used;

(6) What actions consumers should take, including when they should seek medical help, if known;

(7) What the water system is doing to correct the violation or occurrence;

(8) When the water system expects to return to compliance or resolve the occurrence;

(9) The name, business address, and phone number of the water system owner, operator, or designee of the water system as a source of additional information concerning the public notice;

(10) A statement to encourage the public notice recipient to distribute the public notice to other persons served, using the following standard language: “Please share this information with all the other people who drink this water, especially those who may not have received this public notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this public notice in a public place or distributing copies by hand or mail”; and

(11) For a water system with a monitoring and testing procedure violation, this language shall be included: **“We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not your drinking water meets health standards. During [compliance period dates], we [‘did not monitor or test’ or ‘did not complete all monitoring or testing’] for [contaminant(s)], and therefore, cannot be sure of the quality of your drinking water during that time.”**

(b) A Tier 3 public notice for a water system operating under a variance or exemption shall include the elements in this subsection. If a water system has violated its variance or exemption conditions, the public notice shall also include the elements in subsection (a).

(1) An explanation of the reasons for the variance or exemption;

(2) The date on which the variance or exemption was issued;

(3) A brief status report on the steps the water system is taking to install treatment, find alternative sources of water, or otherwise comply with the terms and schedules of the variance or exemption; and

(4) A notice of any opportunity for public input in the review of the variance or exemption.

(c) Each public notice given pursuant to this article shall contain information in Spanish regarding the importance of the notice, or contain a telephone number or address where Spanish-speaking residents may contact the water system to obtain a translated copy of the public notice or assistance in Spanish. For each non-English speaking group other than Spanish-speaking that exceeds 1,000 residents or 10% of the residents in the community served, whichever is less, the public notice shall:

(1) Contain information in the appropriate language(s) regarding the importance of the notice, or

(2) Contain a telephone number or address where such residents may contact the water system to obtain a translated copy of the notice or assistance in the appropriate language.

(d) Each public notice given pursuant to this article shall:

(1) Be displayed such that it catches people’s attention when printed or posted and be formatted in such a way that the message in the public notice can be understood at the eighth-grade level;

(2) Not contain technical language beyond an eighth-grade level or print smaller than 12 point; and

(3) Not contain language that minimizes or contradicts the information being given in the public notice.

§64463.4. Tier 2 Public Notice.

(a) Each water system shall give public notice pursuant to this section if any of the following occurs:

(1) Any violation of the MCL and treatment technique requirements, except:

(A) Where a Tier 1 public notice is required under section 64463.1, or

(B) Where the Department determines that a Tier 1 public notice is required, based on potential health impacts and persistence of the violations;

(2) All violations of the monitoring and testing procedure requirements in sections 64421 through 64426.1, article 3 (Primary Standards – Bacteriological Quality), for which the Department determines that a Tier 2 rather than a Tier 3 public notice is required, based on potential health impacts and persistence of the violations;

(3) Other violations of the monitoring and testing procedure requirements in this chapter, and chapters 17 and 17.5, for which the Department determines that a Tier 2 rather than a Tier 3 public notice is required, based on potential health impacts and persistence of the violations; or

(4) Failure to comply with the terms and conditions of any variance or exemption in place.

(b) Each water system shall give the notice as soon as possible within 30 days after it learns of a violation or occurrence specified in subsection (a), except that the water system may request an extension of up to 60 days for providing the notice. This extension would be subject to the Department's written approval based on the violation or occurrence having been resolved and the Department's determination that public health and welfare would in no way be adversely affected. In addition, the water system shall:

(1) Maintain posted notices in place for as long as the violation or occurrence continues, but in no case less than seven days;

(2) Repeat the notice every three months as long as the violation or occurrence continues. Subject to the Department's written approval based on its determination that public health would in no way be adversely affected, the water system may be allowed to notice less frequently but in no case less than once per year. No allowance for reduced frequency of notice shall be given in the case of a total coliform MCL violation or violation of a Chapter 17 treatment technique requirement;

(3) For turbidity violations pursuant to subsections 64652.5(c)(2) and 64653(c), (d) and (f), as applicable, a water system shall consult with the Department as soon as possible within 24 hours after the water system learns of the violation to determine whether a Tier 1 public notice is required. If consultation does not take place within 24 hours, the water system shall give Tier 1 public notice within 48 hours after learning of the violation.

(c) Each water system shall deliver the notice, in a manner designed to reach persons served, within the required time period as follows:

(1) Unless otherwise directed by the Department in writing based on its assessment of the violation or occurrence and the potential for adverse effects on public health and welfare, community water systems shall give public notice by

(A) Mail or direct delivery to each customer receiving a bill including those that provide their drinking water to others (e.g., schools or school systems, apartment building owners, or large private employers), and other service connections to which water is delivered by the water system; and

(B) Use of one or more of the following methods to reach persons not likely to be reached by a mailing or direct delivery (renters, university students, nursing home patients, prison inmates, etc.):

1. Publication in a local newspaper;

2. Posting in conspicuous public places served by the water system, or on the Internet; or

3. Delivery to community organizations.

(2) Unless otherwise directed by the Department in writing based on its assessment of the violation or occurrence and the potential for adverse effects on public health and welfare, non-community water systems shall give the public notice by:

(A) Posting in conspicuous locations throughout the area served by the water system; and

(B) Using one or more of the following methods to reach persons not likely to be reached by a public posting:

1. Publication in a local newspaper or newsletter distributed to customers;

2. E-mail message to employees or students;

3. Posting on the Internet or intranet; or

4. Direct delivery to each customer.